



Dkt. 48965-B/JPW/AJD

1648
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Virginia M. Litwin et al.

Serial No.: 09/891,062

Examiner: Jeffrey S. Parkin

Filed: June 25, 2001

Group Art Unit: 1648

For: COMPOUNDS CAPABLE OF INHIBITING HIV-1 INFECTION

1185 Avenue of the Americas
New York, New York 10036
August 6, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AUG 19 2004
TECH CENTER 1600/2300

COMMUNICATION CONFIRMING THAT
JUNE 29, 2004 NOTICE OF ABANDONMENT WILL BE RESCINDED

Further to an August 5, 2004 telephone conference between Ashton J. Delauney, Esq. of the undersigned's office and Examiner Jeffrey S. Parkin, this Communication is submitted to confirm that the Notice of Abandonment issued June 29, 2004 by the U.S. patent and Trademark Office in connection with the above-identified application will be rescinded. A copy of the June 29, 2004 Notice of Abandonment is attached hereto as **Exhibit A**.

As Mr. Delauney discussed with Examiner Parkin, applicants timely filed on March 24, 2004 an Amendment In Response To September 24, 2003 Final Office Action And Petition For A Three Month Extension Of Time. Applicants also timely filed a Notice of Appeal which was mailed on March 24, 2004.

Pursuant to Examiner Parkin's request, applicants attach hereto copies of the March 24, 2004 Amendment (**Exhibit B**), the postcard which accompanied the March 24, 2004 Amendment (**Exhibit C**), the March 24, 2004 Notice of Appeal (**Exhibit D**), and the postcard which accompanied the March 24, 2004 Notice of Appeal (**Exhibit E**). The postcards confirm receipt of the Amendment and Notice of Appeal, respectively, by the Patent Office on March 29, 2004, as evidenced by the Patent Office's stamps bearing that date.

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Applicants note that pursuant to 37 C.F.R. 1.192(a), the due date for taking further action in this case was originally two months from the date the March 24, 2004 Notice of Appeal was received by the Patent Office, i.e., May 29, 2004. Applicants note further that, pursuant to 37 C.F.R. 1.136(a), this May 29, 2004 due date is extendible by up to 5 months, i.e., until October 29, 2004, upon payment of a fee. Accordingly, applicants maintain that the June 29, 2004 Notice of Abandonment was issued in error.

Applicants' undersigned attorney understands that, upon receipt of, and satisfaction with, the documents submitted as Exhibits A-D, the Patent Office will rescind the June 29, 2004 Notice of Abandonment.

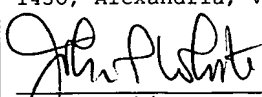
If a telephone conference would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
	8/6/04
John P. White Reg. No. 28,678	Date